

AMENDED

ASSIGNED
Nº 44341

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... AUG 24 1981
Returned to applicant for correction..... NOV 17 1981
Corrected application filed..... DEC 28 1981
Map filed..... DEC 28 1981

The applicant..... Walter J. Gardner.....
....., of..... Ruby Valley.....
.....
....., Nevada 89835....., hereby make..... application for permission to appropriate the public
....., State and Zip Code No.
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
tion; if a copartnership or association, give names of members.).....

1. The source of the proposed appropriation is..... Underground Well "A".....
.....
..... Name of stream, lake or other source.
2. The amount of water applied for is..... 5.4 cfs..... second-foot
..... One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feet..... acre-feet
3. The water to be used for..... Irrigation.....
..... Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
(a) Irrigation (state number of acres to be irrigated)..... 320 acres.....
(b) Stockwater (state number and kinds of animals to be watered).....
(c) Other use (describe fully under "No. 12. Remarks").....
(d) Power:
(1) Horsepower developed.....
(2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point: NW1/4 NW1/4 of Section 14,
T 31 N, R 59 E, MDB & M., at a point from which the NW corner of
..... Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
said Section 14 bears N 87° 51' 12" W 1275.51 feet.
..... it should be stated.
6. Place of use. W1/2 NE1/4, NW1/4, N1/2 SW1/4 Section 14, T 31 N, R 59 E,
..... Describe by legal subdivision, if on unsurveyed land it should be so stated.
MDB & M.
.....
.....
.....
7. Use will begin about..... January 1..... and end about..... December 31....., of each year.
..... Month and Day..... Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... Well, Ditches, Pipeline and Sprinkler
..... System.
..... State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works. \$50,000
10. Estimated time required to construct works. 3 years
If well completed, describe works.
11. Estimated time required to complete the application to beneficial use. 5 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This application is for A Desert Land Entry on lands
joining applicants deeded lands.

Pro. 2/23/82 by James K. Stonier

By s/Alan S. Boyack

Compared bl/ CS

gcr/bl

Signature, applicant or agent
Alan S. Boyack, Agent
515 South Fifth Street
Elko, Nevada 89801

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water granted herein at any and all times.

This permit is totally abrogated by Permit 47486.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.4 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources and not to exceed 1280.0 acre-feet annually.

Actual construction work shall begin on or before N/A

Proof of commencement of work shall be filed before N/A

Work must be prosecuted with reasonable diligence and be completed on or before September 13, 1986

Proof of completion of work shall be filed before October 13, 1986

Application of water to beneficial use shall be made on or before September 13, 1990

Proof of the application of water to beneficial use shall be filed on or before October 13, 1990

Map in support of proof of beneficial use shall be filed on or before October 13, 1990

Commencement of work filed
Completion of work filed
Proof of beneficial use filed
Cultural map filed
Certificate No. Issued

IN TESTIMONY WHEREOF, I, PETER G. MORROS,
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 13th day of September

SEP 19 1984

State Engineer